

JANESVILLE CITY COUNCIL

LICENSE AGENDA

4/12/2010

RECOMMENDED

A. ELECTRICIANS–ORIGINAL

Robert A. Agnew	N3581 Birchwood , Poynette, WI
Bruce W. Calloway	W7541 Koshkonong, Ft. Atkinson, WI
Daniel D. Douglas	N5735 Frances Cir., Albany, WI
Frank C. Thomas	3802 Falcon Ridge Dr.
Bruce E. VanHoozen	1486 Hwy. C, Saint Germain, WI

B. MASSAGE TECHNICIAN - ORIGINAL

Amber S. Kaufman	308 W. Runyard, Winnebago, IL
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C. CHANGE IN PREMISE TO ALLOW 2517 SF EXPANSION.

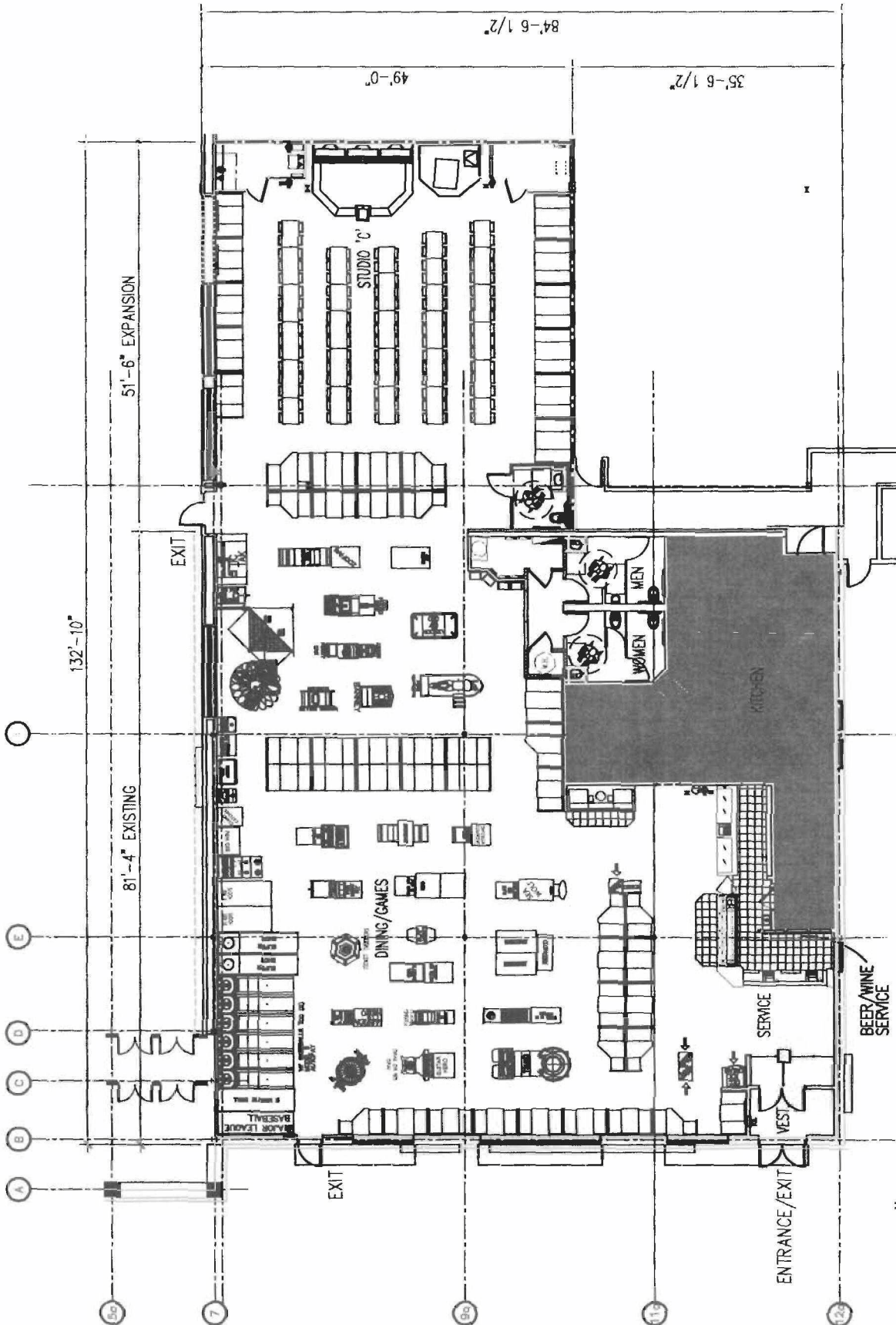
CEC ENTERTAINMENT, INC. d/b/a CHUCK E. CHEESE'S 2500 Milton Ave. #177

D. CHANGE IN PREMISE TO ALLOW OUTDOOR SEATING AS RECOMMENDED BY THE ALAC
(See attached memo, minutes, and floor plan).

BOTW, INC. d/b/a SIDEKICKS SALOON	3502 Milton Ave.
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E. ORIGINAL RESERVE CLASS B INTOXICATING LIQUOR AND FERMENTED MALT
BEVERAGE LICENSE

FUJI STEAKHOUSE, INC d/b/a FUJI STEAKHOUSE	2235 Milton Ave.
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CHUCK E. CHEESE'S PIZZA. NO. 728

JANESVILLE MALL
2500 MILTON AVENUE, 3177
JANESVILLE, WI 53545

C. E. C. ENTERTAINMENT, INC.
4441 WEST AIRPORT FREEWAY
IRVING, TEXAS 75062

01 FLOOR PLAN

SCALE: 1/8" = 1'-0"

EXISTING LEASE AREA:	6,869 S.F.
LEASE EXPANSION AREA:	2,517 S.F.
TOTAL LEASE AREA:	9,386 S.F.
TOTAL SEATING BEFORE EXPANSION (024"):	227
TOTAL SEATING AFTER EXPANSION (024"):	272
PLAN ISSUE:	JAMES M. HAWILL 03/17/2010

Community Development Department Memorandum

Date: April 6, 2010

TO: City Council

FROM: Gale S. Price, AICP, Building & Development Services Manager

SUBJECT: Amendment to licensed premise to include an outdoor patio area for Sidekicks Saloon, 3502 Milton Avenue.

Summary

The City Council approves amendments to licensed premises for all alcohol establishments. The Council has been reviewing a number of amendments over the past year to allow outdoor seating at licensed establishments ahead of the smoking ban that will become law in July. The City Clerk has received a request for Sidekicks Saloon at 3502 Milton Avenue to approve a license amendment to establish an outdoor seating patio.

Committee and Staff Recommendation

The Alcohol License Advisory Committee and Staff recommend that the City Council approve the request for amending the liquor license for Sidekicks subject to the dividing wall between the entrance to the restaurant and the exit path to the patio be at least 8 feet in length and removal of stained glass at the top of a partial wall between the bar and the entryway.

Suggested Motion

This item is scheduled for the consent agenda and will not require an individual motion unless removed from the consent agenda.

Request

Sidekicks Saloon has submitted a patio area plan for review and approval by the Alcohol License Advisory Committee and the City Council. The patio area would be located at the northwest corner of the building and would be 18 feet by 18 feet (324 square feet in area). The patio would be placed in a manner that would allow the existing two door airlock to be modified to have one door as the entry into the restaurant and one door as the exit from the restaurant into the patio area. The modification would split the airlock into two distinct areas and then include a half-wall into the restaurant from the interior wall of the airlock. The patio will include a 48 inch fence around it and will be the same fence as what is shown in the attached picture.

Analysis

Staff was concerned about the request of the petitioner which included only a six foot long wall to separate the entrance into the tavern from the point at which a patron could enter the patio. The concern was based on what distance into an establishment must a patron travel to be properly identified by staff before they enter into the patio area. Essentially staff did not feel that

a six foot divider was sufficient especially given that there is intervening space between the bar area and the entry to the patio.

The proposed configuration is unique in that a patron does not need to traverse a great length of the bar or restaurant to get to the patio area. The patron would walk six feet (as proposed) into the facility, go around the half wall and walk six feet out into the patio area. A total distance of twelve to fifteen feet would be all that was needed to enter the patio. Given the configuration of the building it is difficult to retrofit a new door in the exterior wall without significantly affecting seating within the facility. There is also a half wall with stained glass on top that would limit visibility of people entering the space.

After further discussion by Staff and review of the request by the Alcohol License Advisory Committee, it was determined and ultimately recommended that the requested patio should be approved with two conditions, that the dividing wall between the entry side and exiting to the patio be eight feet in length (rather than the originally requested six feet) and the stained glass on the top of the partial wall between the bar and the entry way be removed to increase the visibility of the entry to the patio.

Existing sidewalk.

Door

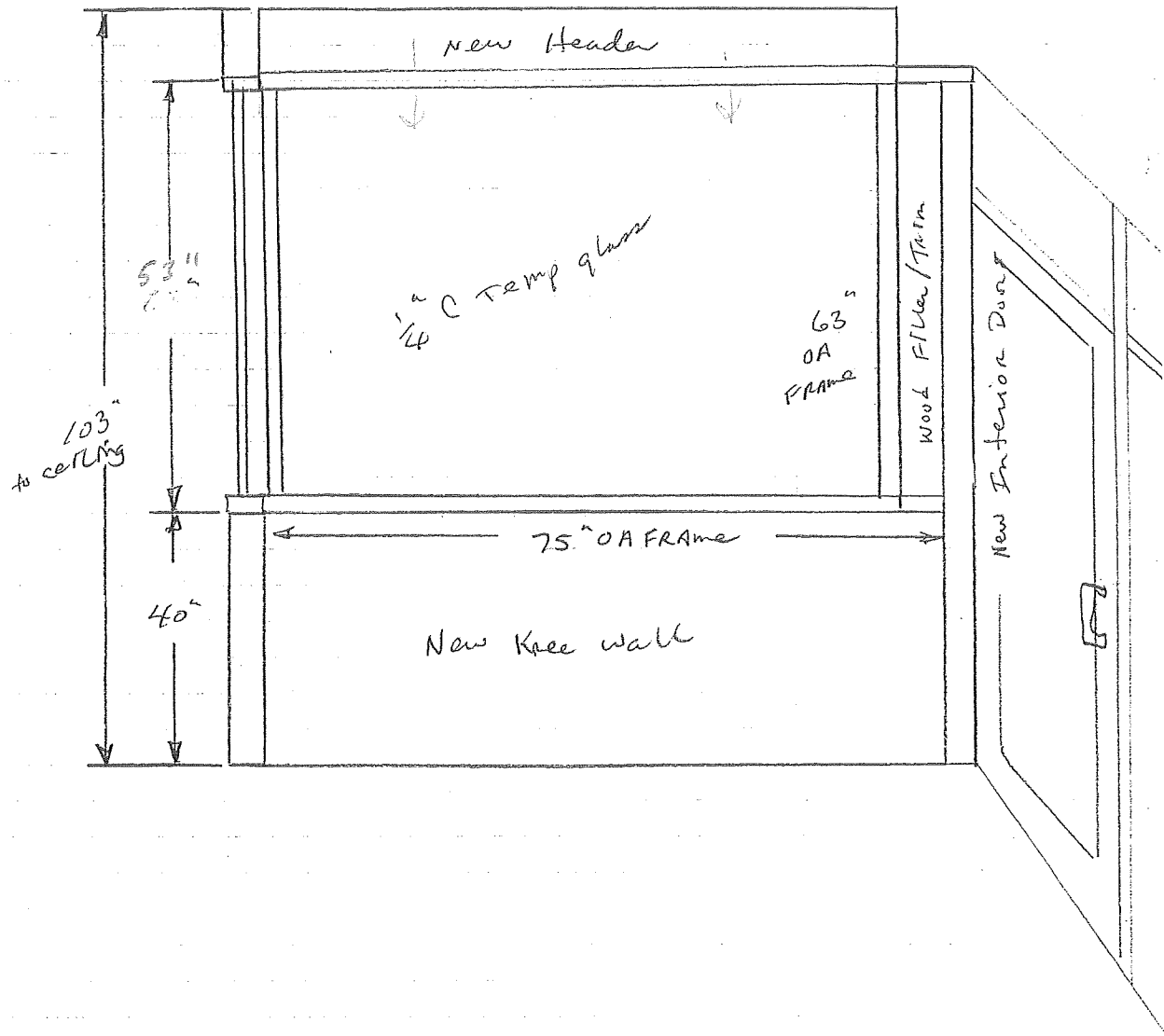
Existing Concrete Pad

6 1/2' "

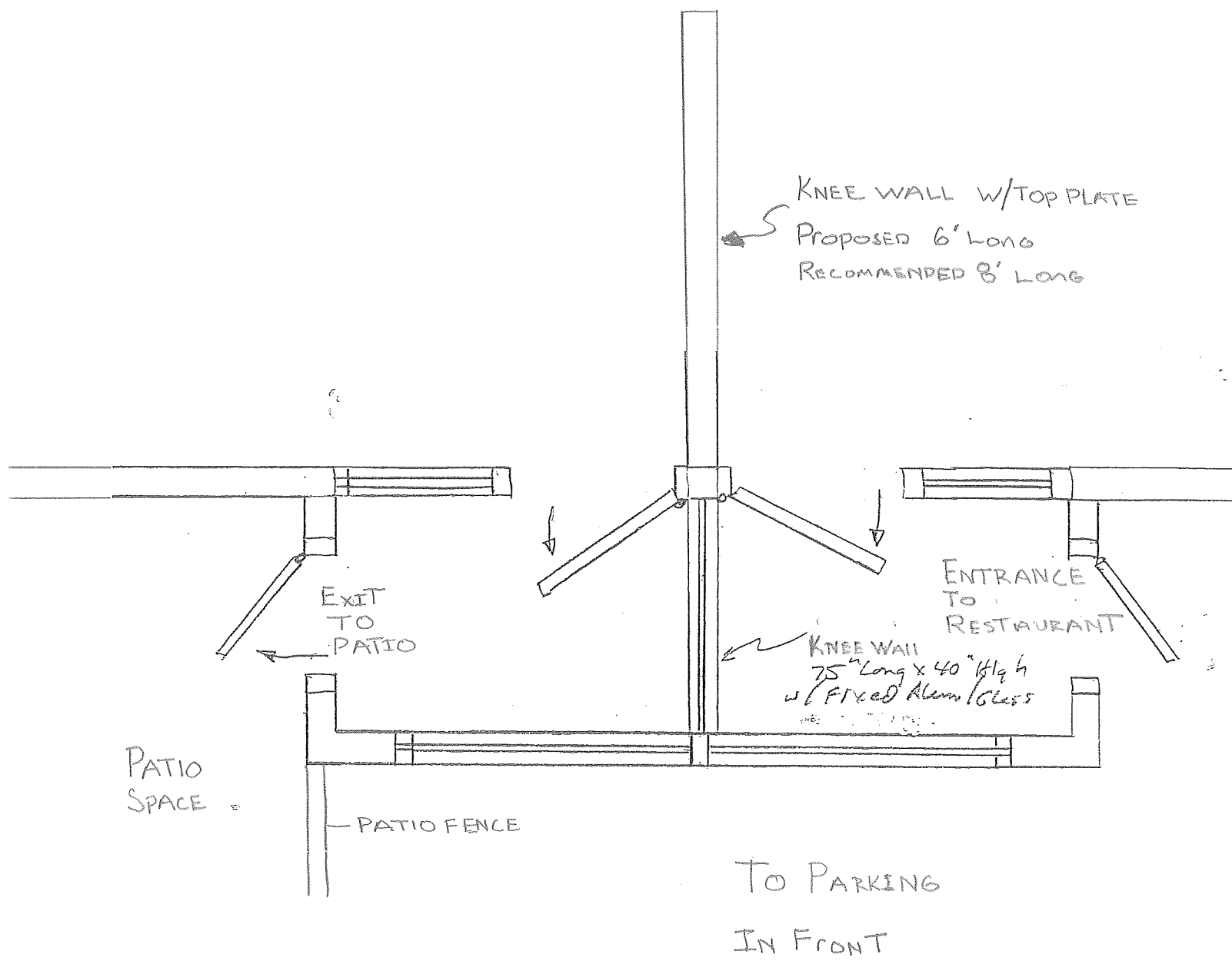
10'

New Patio Area - total 18' x 18' (OK
per Gate Price)

Fence with gate + picnic bar per estimate
from Chrostowski Enterprise.

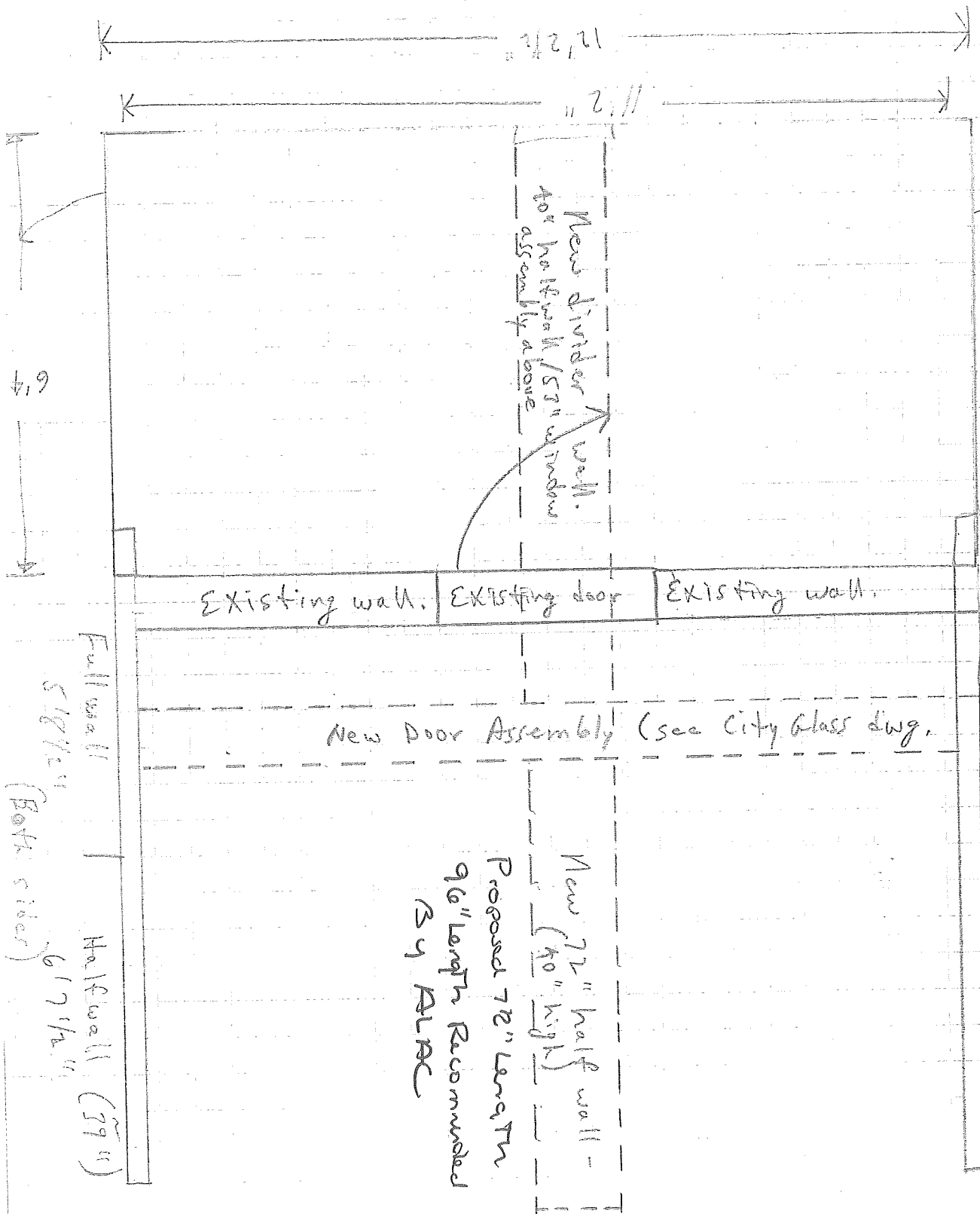


INTERIOR OF
RESTAURANT



← North

Scale 255-3097



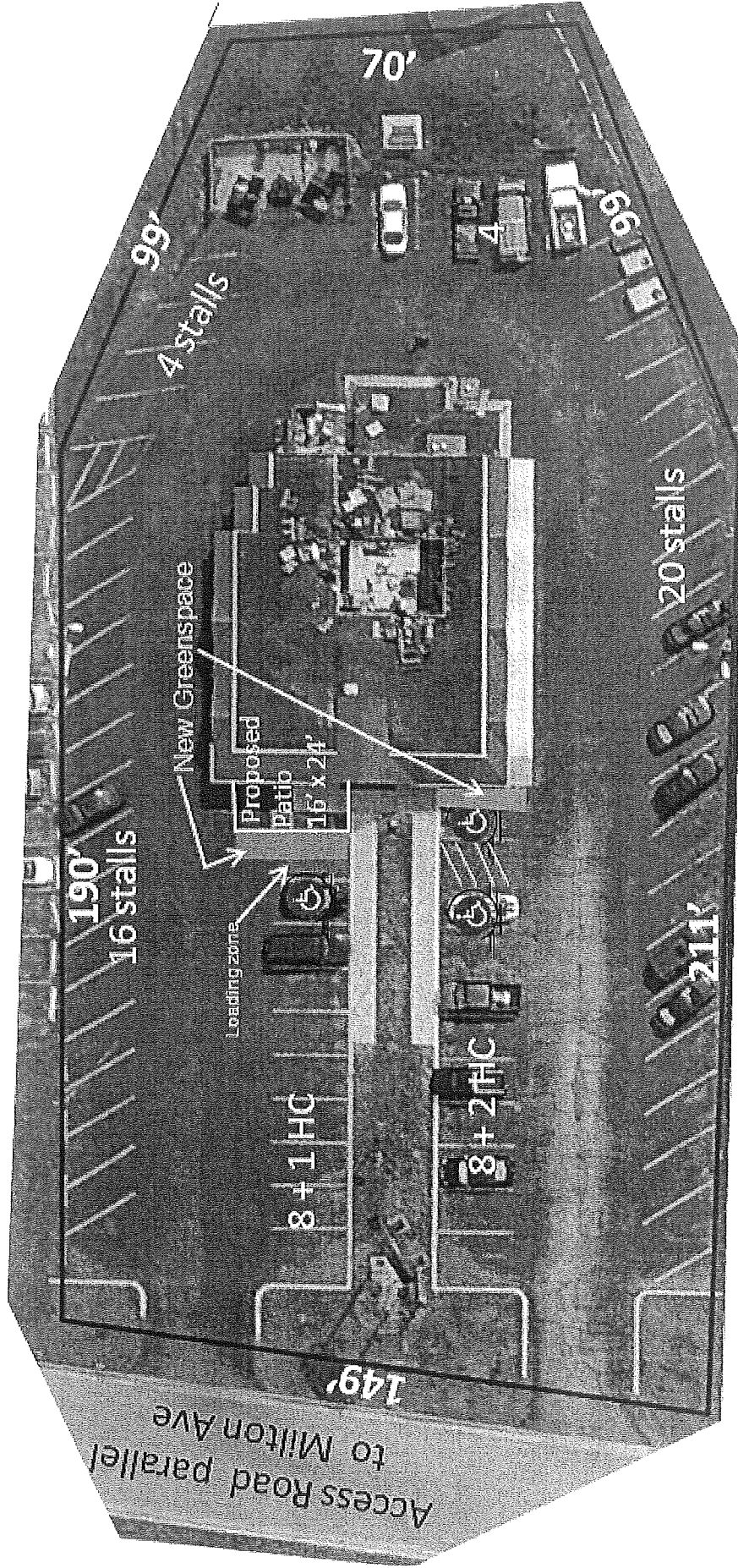
CONDITIONALLY
 Approved By The Site Plan
 Review Coordinator/Designee
 DO NOT ISSUE BUILDING
 PERMITS FROM THESE PLANS

Wm 3-30-10
 Date

ADDITION OF GREEN SPACE – Revised 3-30-10

3502 Milton Avenue - Sidekicks Saloon

Parcel Area: 39,953 square feet



Net floor Area: $1720 \div 35 = 49$ spaces + 10 employees = **59 parking spaces required**
Provided Parking = 61 spaces Includes 3 handicap stalls and associated loading zones



Picture of
type of fence

Side Kicks Saloon

Vinyl
fence
main entrance



CITY OF JANESVILLE

Wisconsin's Park Place

February 9, 2010

SUBJECT: Review of site plan for an outdoor patio for Sidekicks Saloon, 3502 Milton Avenue, Janesville, Wisconsin

Applicant:

Gail Christiaansen
Sidekicks Saloon
3502 Milton Avenue
Janesville, WI 53545

Owner:

Helen Del Vecchio
1454 Sunny Ridge
Winona, MN 55987

The attached site plan dated 2-1-10 for the above noted use has been approved subject to the conditions listed below. A landscaping plan must be submitted/approved and ALAC approval is required prior to issuance of any building permit. Should you have questions or require additional information, please contact me at (608) 755-3098. Thank you for your time and consideration in complying with this request.

1. The off-street parking standards require one parking stall for each 35 square foot of net floor area for serving customers and one for each employee based on the greatest number of employees on any shift. The net floor area is 1,720 square feet and you've indicated there would be 10 employees on the busiest shift; therefore, 59 parking stalls are required. The site plan provides 64 stalls which is an allowable number by ordinance standards.
2. When provided parking exceeds 50 stalls, three Barrier free parking stalls are required. There are currently two handicap stalls in the existing parking lot and a third stall is required. Please note that these stalls must be constructed to the applicable standards and properly signed (the existing signs do not meet ADA requirements). In addition, please note that those stalls and associated loading areas may not exceed a 1:50 grade in any direction.
3. The zoning ordinance for B4, Business Highway District requires that each property provide 20 percent greenspace on the site. The property is 39,953 square feet in area; therefore, the minimum greenspace requirement is 7,990 square feet. Fifty percent must be provided in front of the building. Currently the site does not meet these standards. I estimate that there is 3,711 square feet in front and 2,994 square feet on the sides and rear (a total of 6,705 square feet). Please revise the site plan to add some additional greenspace to the front of the site. (For example, you may be able to remove paving near the front of the building since the number of existing parking stalls exceeds the requirements. Please see the attached drawings dated February 9, 2010.)

COMMUNITY DEVELOPMENT DEPARTMENT

BUILDING & DEVELOPMENT SERVICES (608) 755-3060 • PLANNING SERVICES (608) 755-3085

MUNICIPAL BUILDING • 18 N. JACKSON ST., P.O. BOX 5005 • JANESVILLE, WI 53547-5005

WEBSITE: <http://www.ci.janesville.wi.us>



4. Landscaping must be brought closer into compliance with the city landscape ordinance:

The ordinance requires that landscaping equal to five percent of the paved surface area of a site be provided on the site. Credit is granted for landscaping under the following schedule: 150 square feet (sf) credit for each deciduous tree (2" diameter minimum size); 40 sf for each conifer tree (3-4 feet tall minimum size); and 20 sf for each shrub (12-18 inches tall minimum size). The landscaping must also include one street tree for each 50 feet of street frontage. Those trees must be planted on the property along the adjoining streets in a pattern so not to obstruct motorist vision. (Specific to this property, 3 street trees are required.) All proposed landscaping must be delineated on the plan by location, type of plant material and size. **Please include a legend which shows the point system and how the required number of points will be met.** Credit may be granted for existing plants that are properly identified on the plan. Plants located in the required building setbacks along public streets must either be maintained at a height of thirty inches or less or be of a character that their lowest branches may be pruned above seven feet.

5. You've indicated that you may be adding exterior lighting to the patio area. Please note that the location of each light must be shown on the site plan or building plan and cutsheets for each fixture must be provided to me for review. Please note that the regulations require a maximum average lighting level of 20 footcandles (except for certain land uses). All exterior lighting must utilize full cut-off fixtures (open face wall-packs are not allowed).
6. The outside refuse/recycling storage area is enclosed on three sides with a chain link fence. Gates must be added to the open side to fully enclose the refuse area. Should you choose to replace the fence at any point in the future, please note that the enclosure must be an "opaque" fence or be constructed with materials that match the building. Said enclosure must be a minimum of 5 feet high and equipped with fence gates in order to screen all storage from view.
7. Detailed building plans must be submitted for review for the patio, fence and new exterior door construction. Please note that the threshold between the patio and the building must meet ADA standards (less than 1/4 inch difference).

In addition, the existing north entrance door from the vestibule must be "closed off" and cannot provide an entrance/exit onto the patio. (Mr. Price is working with you and the city clerk on this matter.) Details for the patio fence enclosure must include elevations which depict the type of materials which will be used, the fence height (a minimum of 48 inches is required) and the location of the gate (exiting onto a level surface).

8. Local permit applications are required to be submitted as follows: a building permit for the exterior door(s) construction (\$50 permit); a fence permit for the patio (\$40) and an occupancy permit (\$50). Please contact the Community Development Department at 755-3060 for permit information. Note that Janesville has local building codes in addition to those adopted by reference from the state code.

9. Since the impervious area on the site will be changing (reduced), the stormwater utility requires submittal of a stormwater utility service application (see attached). The application is required to be signed by the owner and to include a calculation of the total impervious area of the site. I am not aware of this being submitted at this time. Please submit the form so that it may be forwarded to the City Clerk's office.
10. Review of this outdoor patio area is the first step in permitting an outdoor area for the consumption of liquor products. You must be approved by the City Council for an amendment to your licensed premise. Your request will be heard by the Alcohol Licensing Advisory Committee (ALAC) scheduled on April 6, 2010. That Board makes a recommendation to the City Council, which reviews the request at the following City Council Meeting. Please contact the City Clerk's office regarding their requirements.

Sincerely,



Vicky Miller, Development Specialist
Site Plan Review Coordinator

c: Manager of Building & Development Services
 Director of Community Development
 Fire Inspector
 File
 Richard Haviza
 Laura Doherty-Riley

